

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JESUS URIBE and LORENA URIBE,  
Plaintiffs,  
v.  
PAT S. SWEETEN, et al.,  
Defendants.

Case No.: 4:11-cv-05022-YGR

**ORDER REGARDING PLAINTIFFS'  
OPPOSITIONS TO DEFENDANTS'  
MOTIONS TO DISMISS**

On November 18, 2011, Defendant JP Morgan Chase Bank, N.A., filed a Motion to Dismiss Plaintiffs' Complaint Pursuant to Fed. R. Civ. P. 12(b)(6). Dkt. No. 10. The hearing on this motion was originally set for January 12, 2012, but was re-noticed for hearing on February 27, 2012. Dkt. No. 25. Plaintiffs' opposition was due on December 2, 2011. Civ. L.R. 7-3(a).

On November 30, 2011, Defendants Pat Sweeten and Barbara Young filed a Motion to Dismiss Complaint of Plaintiffs Jesus and Lorena Uribe. Dkt. No. 14. The hearing on this motion was originally set for January 12, 2012, but was re-noticed for hearing on February 13, 2012. Dkt. No. 23. Plaintiffs' opposition was due on December 14, 2011. Civ. L.R. 7-3(a).

To date, Plaintiffs have failed to respond to either motion to dismiss. Defendants have filed replies and notices of non-opposition for both motions. Dkt. Nos. 15 & 20. Pursuant to the Court's Reassignment Order (Dkt. No. 26), all hearing dates have been vacated and must be re-noticed by the moving parties for a Tuesday subsequent to the previously noticed dates, namely February 27 & 13, 2012. The Court requests that Defendants' counsel confer regarding a hearing date, such that both motions will be noticed for the same hearing date, no earlier than February 28, 2012.

1 Plaintiffs shall file their oppositions to both motions to dismiss by February 3, 2012. Failure  
2 to file an opposition by that date will result in dismissal of the action for failure to prosecute. If  
3 Plaintiffs submit their oppositions by this date, Defendants shall reply by February 10, 2012.

4 **IT IS SO ORDERED.**

5  
6 Dated: January 20, 2012

  
7 YVONNE GONZALEZ ROGERS  
8 UNITED STATES DISTRICT COURT JUDGE